

Message

From: Biggio, Patricia [/O=EXCHANGELABS/OU=EXCHANGE ADMINISTRATIVE GROUP (FYDIBOHF23SPDLT)/CN=RECIPIENTS/CN=2A9A640A9A2941C5A9BE1C4967E71718-BIGGIO, PAT]
Sent: 7/21/2020 1:16:32 PM
To: Reaves, Elissa [Reaves.Elissa@epa.gov]; Friedman, Dana [Friedman.Dana@epa.gov]
CC: Manupella, Matthew [Manupella.Matthew@epa.gov]; Wakefield, Benjamin J. [wakefield.benjamin@epa.gov]; Knorr, Michele [Knorr.Michele@epa.gov]; Koch, Erin [Koch.Erin@epa.gov]
Subject: RE: TCVP: Draft email for OPP IO
Attachments: TCVP Response Transmittal Letter_072120.pdf; 2020 TCVP Response_Final_072120.pdf

All,

Please find attached the final response document and transmittal letter.

- Paginated
- HED docs as attachments
- Metadata removed

Proposed email for OPP IO is below with addressees

From: Reaves, Elissa <Reaves.Elissa@epa.gov>
Sent: Monday, July 20, 2020 7:44 PM
To: Biggio, Patricia <biggio.patricia@epa.gov>; Friedman, Dana <Friedman.Dana@epa.gov>
Cc: Manupella, Matthew <Manupella.Matthew@epa.gov>
Subject: RE: TCVP: Draft email for OPP IO

Thank you Trish. I think the draft email looks good. I think we need to be explicit about which emails need to be included on the email when we send to Mike tomorrow.

Elissa Reaves, Ph.D.
Acting Director
Pesticide Re-Evaluation Division
Office of Pesticide Programs
703-305-0312

From: Biggio, Patricia <biggio.patricia@epa.gov>
Sent: Monday, July 20, 2020 5:21 PM
To: Friedman, Dana <Friedman.Dana@epa.gov>; Reaves, Elissa <Reaves.Elissa@epa.gov>
Cc: Manupella, Matthew <Manupella.Matthew@epa.gov>
Subject: TCVP: Draft email for OPP IO

Hi all,

Below is a draft email for the OPP IO to send to the Petitioners following signature on the final response document and transmittal letter. The addressees are listed below. Thanks!

Dear [from below]:

Enclosed please find the U.S. Environmental Protection Agency's (EPA or the Agency) response to your Petition entitled "Petition to Cancel All Pet Uses for the Pesticide Tetrachlorvinphos," dated April 23, 2009 and submitted by the Natural

Resources Defense Council (NRDC) under the Administrative Procedure Act (APA), 5 U.S.C. § 551, et seq. Also enclosed is the Agency's transmittal letter summarizing EPA's response.

Attached to the enclosed Petition response are the EPA's revised residential exposure and risk assessment, *Tetrachlorvinphos: Revised Residential Exposure and Risk Assessment for the Registered Pet Product Uses* and the addendum to that revised risk assessment *Tetrachlorvinphos: Addendum to the Revised Residential Exposure and Risk Assessment for the Registered Pet Product Uses*. These documents will be posted to public docket for the Petition, EPA-HQ-OPP-2009-0308, and the public docket for registration review, EPA-HQ-OPP-2008-0316 in www.regulations.gov.

[Signature block]

From: Wakefield, Benjamin J. <wakefield.benjamin@epa.gov>

Sent: Monday, July 20, 2020 3:36 PM

To: Biggio, Patricia <biggio.patricia@epa.gov>

Subject: FW: TCVP: NRDC and DOJ addressees

Trish,

As discussed, I'm resending the below email. Please let me know if I should try this a different way.

Thanks!

- Ben

From: Wakefield, Benjamin J.

Sent: Friday, July 17, 2020 5:27 PM

To: Biggio, Patricia <biggio.patricia@epa.gov>; Knorr, Michele <Knorr.Michele@epa.gov>; Koch, Erin <Koch.Erin@epa.gov>

Cc: Reaves, Elissa <Reaves.Elissa@epa.gov>; Smith, Charles <Smith.Charles@epa.gov>; Manupella, Matthew <Manupella.Matthew@epa.gov>; Friedman, Dana <Friedman.Dana@epa.gov>; Metzger, Michael <Metzger.Michael@epa.gov>

Subject: RE: TCVP: NRDC and DOJ addressees

Trish,

Actually, I cannot find email addresses for the only non-attorney I'm aware of (Miriam Rotkin-Ellman), but she was just a Declarant and not a signatory to the 2009 Petition.

Mae Wu was a signatory to the Petition, and was also an attorney in the litigation

The only other signatory to the Petition, a scientist named Gina Solomon, does not appear to be on the NRDC website.

So, everyone is an attorney.

Here is the list of recipients. Again, if the cover letter is being addressed, it should only be addressed to the NRDC people. But everyone should be copied on the same email. I'll leave formatting to you. Please let me know if you have any questions.

NRDC:

Ian Fein, Esq.
Natural Resources Defense Council
111 Sutter Street, 21st Floor
San Francisco, CA 94104
(415) 875-6147
ifein@nrdc.org

Mae Wu, Esq.
Peter J. DeMarco, Esq.
Natural Resources Defense Council
1152 15th Street NW, Suite 300
Washington, DC 20005
(202) 289-6868
mwu@nrdc.org
pdemarco@nrdc.org

DOJ:

Eric Hostetler, Esq.
U.S. Dept. of Justice, ENRD, EDS
Eric.Hostetler@usdoj.gov

EPA:

Benjamin J. Wakefield, Esq.
U.S. EPA, OGC
Wakefield.Benjamin@epa.gov

From: Wakefield, Benjamin J.
Sent: Friday, July 17, 2020 5:05 PM
To: Biggio, Patricia <biggio.patricia@epa.gov>; Knorr, Michele <Knorr.Michele@epa.gov>; Koch, Erin <Koch.Erin@epa.gov>
Cc: Reaves, Elissa <Reaves.Elissa@epa.gov>; Smith, Charles <Smith.Charles@epa.gov>; Manupella, Matthew <Manupella.Matthew@epa.gov>; Friedman, Dana <Friedman.Dana@epa.gov>; Metzger, Michael <Metzger.Michael@epa.gov>
Subject: RE: TCVP: NRDC and DOJ addressees

Trish,

I'll get you a list of people to send it to. I actually have the list of names, but need to find everyone's email addresses.

Can you see if you can determine whether Gina Solomon, MD, MPH is still at NRDC? I don't see her when searching NRDC's website, so perhaps she's left.

Are you planning to send it to the attorneys at the same time as the non-attorneys (I would recommend that, since I can only find one non-attorney name – Miriam Rotkin-Ellman – associated with the Petition, Declarations, or court filings who I can still find on www.nrdc.org).

One thing to note – all the attorneys should be included if any of them are.

I might not be able to pull the list together today, but will do so ASAP. The addressees of the letter will be NRDC only, although there will be one DOJ attorney and one EPA attorney (me) on the email cc list (who obviously should not go on the cover letter).

- Ben

From: Biggio, Patricia <biggio.patricia@epa.gov>

Sent: Friday, July 17, 2020 4:31 PM

To: Wakefield, Benjamin J. <wakefield.benjamin@epa.gov>; Knorr, Michele <knorr.michele@epa.gov>; Koch, Erin <Koch.Erin@epa.gov>

Cc: Reaves, Elissa <Reaves.Elissa@epa.gov>; Smith, Charles <Smith.Charles@epa.gov>; Manupella, Matthew <Manupella.Matthew@epa.gov>; Friedman, Dana <Friedman.Dana@epa.gov>; Metzger, Michael <Metzger.Michael@epa.gov>

Subject: TCVP: NRDC and DOJ addressees

Hi Team,

After addressing any comments from Alex and attaching HED's documents, we will be finalizing the response document to send to NRDC. Does OGC have the NRDC point of contact or NRDC addressee information? Also, is there a list of DOJ staff that should be cc'd?

Thank you,
Trish